

STATE OF WASHINGTON
GAMBLING COMMISSION

In the Matter of the Suspension of)	NO. CR 2009-00290
the License to Conduct Gambling Activities of:)	
)	
Willie's Hi-Lead Inn)	NOTICE OF ADMINISTRATIVE
456 Maple Street)	CHARGES AND OPPORTUNITY
Hamilton, Washington,)	FOR AN ADJUDICATIVE
)	PROCEEDING
Licensee.)	
_____)	

I.

The Washington State Gambling Commission issued Willie's Hi-Lead Inn, organization number 00-11653, the following license:

Number 05-06123, Authorizing Class "A" Punchboard Pull-Tab Activity.

The license expires on September 30, 2009, and was issued subject to the licensee's compliance with state gambling laws and regulations.

II.

Rick Day, Director of the Washington State Gambling Commission, charges the licensee with the following violations(s) of the Washington State Gambling Act, 9.46 RCW, and WAC Title 230:

- 1) The licensee failed to timely submit its punchboard/pull-tab activity report for the third and fourth quarters of 2008. The activity report was due January 30, 2009. However, the activity report was not received until February 6, 2009¹. This conduct violated WAC 230-14-284(2).
- 2) Previously, the licensee filed late reports for all quarters of 2006 and all the quarters of 2007. In May 2008, the licensee entered into a Settlement Order to resolve administrative charges issued for failing to timely submit its punchboard/pull-tab activity reports. The licensee agreed to a 15-day suspension (three days deferred and twelve days served) and agreed to submit all future activity reports no later than 30 days following the end of the period for which it is made. (CR 2008-00403)
- 3) The licensee's repeated failure to timely submit its activity reports demonstrates the licensee's willful disregard for complying with state administrative rules. Grounds exist for the suspension of Willie's Hi-Lead Inn's license to conduct gambling activities, based on RCW 9.46.075(1) and WAC 230-03-085(1), (3), and (7).
- 4) It is also a violation of the May 2008 Settlement Order, and constitutes grounds to impose the three-day deferred suspension pursuant to that Settlement Order.

¹ The activity report was postmarked February 5, 2009.

RCW 9.46.075(1) Suspending a license or permit

The Commission may suspend any license or permit issued by it, for any reason or reasons, it deems to be in the public interest. These reasons shall include, but not be limited to, cases wherein the applicant or licensee, or any person with any interest therein:

The following subsection(s) apply:

(1) Has violated, failed or refused to comply with the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46 RCW and any amendments thereto, or any rules adopted by the Commission pursuant thereto, or when a violation of any provision of chapter 9.46 RCW, or any Commission rule, has occurred upon any premises occupied or operated by any such person or over which he or she has substantial control.

WAC 230-03-085 Suspending a license or permit

We may suspend any license or permit, when the applicant, licensee, or anyone holding a substantial interest in the applicant's or licensee's business or organization:

The following subsection(s) apply:

(1) Commits any act that constitutes grounds for denying, suspending, or revoking licenses or permits under RCW 9.46.075.

(3) Has demonstrated willful disregard for complying with ordinances, statutes, administrative rules, or court orders, whether at the local, state, or federal level.

(7) Fails to provide us with any information required under Commission rules within the time required.

WAC 230-14-284 Activity for punchboard and pull-tab licensees

Punchboards and pull-tab licensees must submit an activity report to the Commission. Licensees must complete the report in the format we require and must:

The following subsection(s) apply:

(1) Cover the periods:

(a) January 1 through June 30; and

(b) July 1 through December 31; and

(2) Be received at our administrative office or postmarked no later than thirty days following the end of the reporting period.

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Jurisdiction of this proceeding is based on 9.46 RCW, Gambling, chapter 34.05 RCW, the Administrative Procedure Act, and WAC Title 230.

In order to have a hearing or discuss settlement options, the enclosed REQUEST FOR HEARING must be COMPLETED AND RETURNED to the Gambling Commission *within 23 days* from the date of the mailing of this notice.

STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)


RICK DAY, DIRECTOR

A circular notary seal for Dan L. Buckley. The outer ring contains the text "DAN L. BUCKLEY" at the top and "STATE OF WASHINGTON" at the bottom. Inside this ring, the text "COMMISSION EXPIRES" is at the top and "7-15-09" is at the bottom. The center of the seal features the words "NOTARY" and "PUBLIC" separated by a horizontal line with arrows pointing outwards.

NOTARY PUBLIC in and for the State of
Washington residing at PUYALLUP, WA
My commission expires on 7-15-09

I hereby certify that I have this day served a copy of the document upon all parties of record in the proceeding by mailing a copy thereof, properly addressed with postage prepaid, by regular and certified mail to each party to the proceeding or his or her attorney or authorized agent.

**Communications and Legal Department
Washington State Gambling Commission**

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